

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 3033 – SB 3354

April 11, 2012

**SUMMARY OF AMENDMENT (013764):** Deletes all language after the enacting clause. Authorizes a juvenile court judge to order a rehearing of any matter heard before a magistrate when requested by a party. If the judge allows a rehearing, then the review of the matter shall be heard de novo based solely upon the record of the hearing before the magistrate. Specifies that any party requesting the rehearing who subsequently fails to appear, despite being served with proper notification, has subsequently waived the right to a de novo hearing, and such review shall be based solely on the record of the proceedings before the magistrate, unless a juvenile judge orders otherwise.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

**Unchanged from the original fiscal note.**

Assumptions applied to amendment:

- According to the Administrative Office of the Courts (AOC), currently parties have five days to file a request for a rehearing by the juvenile court judge, and the matter previously heard by a magistrate is conducted on a de novo basis.
- According to AOC, it is unlikely this bill as amended would significantly increase the juvenile court caseloads
- A small increase in cases in the court system, which will result in additional local government expenditures for processing the cases and additional local government revenue from fees, taxes and costs collected. These expenditures and revenue are estimated to be not significant.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise".

Lucian D. Geise, Executive Director

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/jdb